

PD-1215-19

IN THE
COURT OF CRIMINAL APPEALS
OF TEXAS

FILED
COURT OF CRIMINAL APPEALS
1/6/2020
DEANA WILLIAMSON, CLERK

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|------------------------|---|--------------------------------------|
| JESSE ADRIAN MARTINEZ, | § | |
| Petitioner, | § | Eighth Court of Appeals |
| | § | No. 08-17-00253-CR |
| vs. | § | Appeal from the 210th District Court |
| | § | of El Paso County, Texas |
| THE STATE OF TEXAS, | § | TC No. 20160D03012 |
| Respondent, | § | |
| | § | |

SECOND MOTION FOR EXTENSION OF TIME TO FILE
PETITION FOR DISCRETIONARY REVIEW

TO THE HONORABLE COURT OF CRIMINAL APPEALS:

Petitioner files this second motion for an extension of **5 days** in which to file his Petition for Discretionary Review. In support of this motion, Petitioner would show the Court the following:

I.

Petitioner was charged with Murder in cause No. 20160D03012, styled *The State of Texas v. Jesse Adrian Martinez*, before the 210th District Court of El Paso County, Texas, the Honorable Gonzalo Garcia, Judge presiding. He pled to 30 years in prison. Petitioner filed a timely Notice of Appeal on issues related to the Motion

to Suppress. On October 31, 2019, the Eighth Court of Appeals affirmed Petitioner's conviction.

II.

This Court granted Petitioner's First Motion for Extension. The deadline for filing the Petition for Discretionary Review is **January 2, 2020**. Petitioner requests an extension of time until **January 7, 2020** to file his Petition for Discretionary Review.

III.

Petitioner's request for an extension is based upon the following:

1. During the weeks of December 1-6, 2019 and December 9-13, 2019, Counsel was appointed "Attorney of the Week" for juveniles at the Juvenile Detention Center in El Paso. The juvenile court appointed her to all indigent defense cases for those two weeks.
2. Counsel was visiting her elderly parents in Kansas from December 20-31, 2019 for the holidays. The trip included an emergency room visit for her mother on December 23, 2019. Counsel assisted with aftercare.

WHEREFORE, undersigned counsel prays that the Court grant this Motion and extend the deadline for filing Petitioner's Petition for Discretionary Review to January 7, 2020.

Respectfully submitted,

/s/Alexandria Serra
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CERTIFICATE OF SERVICE

I, ALEXANDRIA SERRA, certify that a copy of the foregoing instrument was sent by email through an electronic-filing-service provider to the District Attorney's Office at DAappeals@epcounty.com and the State Prosecuting Attorney, information@SPA.texas.gov.

/s/Alexandria Serra
ALEXANDRIA SERRA